

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

C.A. NO. 05-CV-11164-RWZ

NEXTEL COMMUNICATIONS OF THE MID-
ATLANTIC, INC. d/b/a NEXTEL
COMMUNICATIONS,

Plaintiff

v.

THE TOWN OF STOUGHTON,
MASSACHUSETTS, THE ZONING BOARD OF
APPEALS OF THE TOWN OF STOUGHTON,
MASSACHUSETTS, and ORLANDO
DiGIAMPIETRO, STEVEN MITCHELL,
SHERMAN EPRO and RICHARD ROMANICK, in
their capacities as Members of the Town of
Stoughton Zoning Board of Appeals,

Defendants

JOINT MOTION TO CONTINUE
SCHEDULING CONFERENCE

The parties hereby move that the scheduling conference scheduled for August 11, 2005 be continued for at least thirty (30) days. As grounds for this Motion, the parties rely on the following:

1. The parties are involved in ongoing settlement discussions that, if successful, would make further legal proceedings unnecessary.
2. If the case is not settled, it is likely that a motion to consolidate the litigation with a related case, SBA Network Services v. Town of Stoughton, et al., C.A. No. 05-11006-RWZ, now pending in this Court, will be made. A scheduling conference has not yet been set for that case.
3. It is in the interests of the parties and the Court to conserve public resources by continuing the conference at this time.

WHEREFORE, the parties request that the conference be continued until some date after September 12, 2005.

NEXTEL COMMUNICATIONS OF THE
MID-ATLANTIC, INC. d/b/a
NEXTEL COMMUNICATIONS,

By its attorney,

/s/ Steven E. Grill

Steven E. Grill, Esq.
Devine, Millimet & Branch, P.A.
111 Amherst Street
Manchester, NH 03101
(603) 669-1000

TOWN OF STOUGHTON, ET AL.,

By their attorneys,

/s/ Patricia A. Cantor

Brian W. Riley (BBO# 555385)
Patricia A. Cantor (BBO# 072380)
Kopelman and Paige, P.C.
Town Counsel
31 St. James Avenue
Boston, MA 02116-4102
(617) 556-0007

256850/STOU/0631